

In re Application of:

David A. Gough

Application No.: 10/719,541

Filed: November 20, 2003

Page 2

Attorney Docket No.: ST-UCSD3560-2

(formerly 041673-2114)

**Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, of claims in the application:

**Listing of Claims:**

1 – 57 (Cancelled).

58. (Previously Presented) A measuring device for determining concentration of a first material in an environment in contact with the device, which first material reacts within said device in presence of a catalyst with a second material to form a third material; and which device comprises:

a membrane comprising a body, a surface in contact with said environment, and at least one discrete hydrophilic region in communication with said body, wherein said hydrophilic region is permeable to said first and second materials, and said body is otherwise permeable to said second material and essentially impermeable to said first material, wherein both said first and second materials diffuse into said device from said environment through said surface;

a catalyst within said hydrophilic region wherein reaction of said first and second materials occurs; at least one critical zone within said hydrophilic region containing said catalyst;

at least one sensor, having a surface communicating with at least one said hydrophilic region and sensitive to either said second material or said third material and producing a signal indicative of the concentration of said second or third material in said region; and

a control responsive to said signal for comparing said signal to a reference to determine the concentration of said first material in said environment;

wherein further an average vector direction of diffusion of said first material in said critical zone is substantially parallel to an average vector direction of diffusion of said first material in said hydrophilic region.

59. (Previously Presented) A measuring device for determining concentration of a first material in an environment in contact with the device, which first material reacts within said device in presence of a catalyst with a second material to form a third material; and which device comprises:

a membrane comprising a body, a surface in contact with said environment, and at least one discrete hydrophilic region in communication with said body, wherein said hydrophilic region is permeable to said first and second materials, and said body is otherwise permeable to said second material and essentially impermeable to said first material, wherein both said first and second materials diffuse into said device from said environment through said surface;

In re Application of:

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Application No.: 10/719,541

Filed: November 20, 2003

Page 3

Attorney Docket No.: ST-UCSD3560-2

(formerly 041673-2114)

a catalyst within said hydrophilic region wherein reaction of said first and second materials occurs; at least one critical zone within said hydrophilic region containing said catalyst, wherein the critical zone has a length and an average equivalent radius less than said length of said critical zone, wherein further said equivalent radius is obtained by dividing the cross-sectional area of said critical zone by pi and then taking a square root of the resulting quantity;

at least one sensor, having a surface communicating with at least one said hydrophilic region and sensitive to either said second material or said third material and producing a signal indicative of the concentration of said second or third material in said region; and

a control responsive to said signal for comparing said signal to a reference to determine the concentration of said first material in said environment.

60. (Currently Amended) A measuring device for determining concentration of a first material in an environment in contact with the device, which first material reacts within said device in presence of a catalyst with a second material to form a third material; and which device comprises:

a membrane comprising a body, a surface in contact with said environment, and at least one discrete hydrophilic region in communication with said body, wherein said hydrophilic region is permeable to said first and second materials, and said body is otherwise permeable to said second material and essentially impermeable to said first material, wherein both said first and second materials diffuse into said device from said environment through said surface;

a catalyst within said hydrophilic region wherein reaction of said first and second materials occurs; at least one critical zone within said hydrophilic region containing said catalyst, said critical zone having an average equivalent radius and a length, wherein the average equivalent radius of said critical zone is less than said length of said critical zone, and wherein further the average vector direction of diffusion of said first material in said critical zone is substantially parallel to an average vector direction of diffusion of said first material in said hydrophilic region ~~wherein the average vector direction of diffusion of said first material in said critical zone is substantially parallel to an average vector direction of diffusion of said first material in said hydrophilic region;~~

at least one sensor, having a surface communicating with at least one said hydrophilic region and sensitive to either said second material or said third material and producing a signal indicative of the concentration of said second or third material in said region; and

In re Application of:

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Application No.: 10/719,541

Filed: November 20, 2003

Page 4

Attorney Docket No.: ST-UCSD3560-2

(formerly 041673-2114)

a control responsive to said signal for comparing said signal to a reference to determine the concentration of said first material in said environment.

61. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the environment is a biological fluid.

62. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the environment is contacted by implantation of the sensor into an individual.

63. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the bodily fluid is removed from an individual for contact with the sensor outside of the body.

64. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the first material is glucose.

65. (Previously Presented) The measuring device of claim 64, wherein the catalyst is glucose oxidase.

66. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the first material is lactate.

67. (Previously Presented) The measuring device of claim 66, wherein the catalyst is lactate oxidase.

68. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the first material is cholesterol.

69. (Previously Presented) The measuring device of claim 68, wherein the catalyst is cholesterol oxidase.

70. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the second material is oxygen.

71. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the third material is hydrogen peroxide.

In re Application of:

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Application No.: 10/719,541

Filed: November 20, 2003

Page 5

Attorney Docket No.: ST-UCSD3560-2

(formerly 041673-2114)

72. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the membrane body is selected from the group of materials consisting of silicone-containing, ethylene-containing and propylene-containing polymers with and without fluorine, silicone rubbers, polyethylene, polypropylene, teflons and polyfluorinated hydrocarbons, polymethylmethacrylates, poly-carbonates, poly-hydroxyethylmethacrylate, and co-polymers and combinations thereof.

73. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the hydrophilic region is selected from the group of materials consisting of polyacrylamide gels, glutaraldehyde cross-linked proteins, vinyl pyrrolidone, alginates, ethylene oxide, acrylamide, methylacrylic acids, poly-hydroxyethylmethacrylate and its derivatives, and co-polymers and combinations thereof.

74. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the hydrophilic region has essentially an identical surface area on the inner and outer faces of the membrane.

75. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the hydrophilic region has a larger surface area on the inner face of the membrane as compared to the outer face of the membrane.

76. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the membrane contains a plurality of hydrophilic regions.

77. (Previously Presented) The measuring device of claim 76, wherein the plurality of hydrophilic regions are a variety of sizes.

78. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the critical zone is coincident with the hydrophilic region.

79. (Previously Presented) The measuring device of any of claims 58 through 60, wherein a single hydrophilic region corresponds to more than one sensor.

80. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the base of the hydrophilic region is nearly identical in area to the area of its corresponding sensor.

81. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the base of the hydrophilic region is larger in area than its corresponding sensor.

In re Application of:

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Application No.: 10/719,541

Filed: November 20, 2003

Page 6

Attorney Docket No.: ST-UCSD3560-2

(formerly 041673-2114)

82. (Previously Presented) The measuring device of any of claims 58 through 60, wherein more than one hydrophilic region corresponds to a single sensor.

83. (Previously Presented) The measuring device of any of claims 58 through 60, wherein a single hydrophilic region corresponds to a plurality of sensors.

84. (Previously Presented) The measuring device of any of claims 58 through 60, wherein the environment is mammalian tissue.